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PART I.

Notifications by the Chief Commissioner of Mysore.

GENERAL.

NOTIFICATIONS.

No. 250.

The 5th February 1879.

It is hereby notified for general information that the Chief Commissioner has sanctioned the transfer of the undermentioned villages in the Davangere Taluk, from one Sammat to another, with effect from the 1st April 1879 :—

1. Allur, from Davangere to Annaji Sammat.
2. Kadaji, from Annaji to Davangere Sammat.

No. 251.

The 6th February 1879.

Notice is hereby given that tenders for the exclusive privilege of manufacturing wholesale sale of arrack to retail vendors in the Ashtagram Division from the 1st April March 1881, will be received by the Commissioner, Ashtagram Division, at Mysore, on

Details of the terms of the contract will be published shortly.

No. 264.

+ The 11th February 1879.

Tenders are hereby invited for the exclusive privilege of selling toddy in the Districts of Bangalore, (including the Town and Cantonment of Bangalore), Kolar and Tumkūr, respectively, for 2 years, viz., from 1st April 1879 to 31st March 1881.

2. Each tender must specify the annual amount offered for each District, and must be accompanied by a deposit of Rs. 1,000 in cash or Government securities, and enclosed in a cover superscribed with the words "Tender for the exclusive privilege of selling toddy in the District" to which the tender relates.

3. The tenders must be delivered at the Office of the Commissioner, Nundydroog Division, on or before noon on the 5th March 1879, and will be opened on that day in the presence of the applicants. The applicant, whose tender may be recommended by the Commissioner for the consideration of the Chief Commissioner, will be required to deposit within three days after such recommendation, in cash or in Government securities, a further sum equal to one-twelfth (or one month's instalment) of the amount of the annual rent tendered.

4. The decision of the Chief Commissioner will be announced within 10 days of the date mentioned in the preceding para, by the Commissioner; and the deposits made by applicants whose tenders have been rejected will be thereupon returned to them on their application.

5. The party whose tender may be accepted shall within eight days after the Chief Commissioner's decision has been communicated to him, deposit with the Commissioner a sum, in cash or Government securities duly endorsed, which, with the sums previously deposited under para 3, shall be equal to one-fourth amount of the annual rent tendered; on failure to make such payment, the Commissioner shall have the power of rejecting the tender, and directing that the deposit previously made be forfeited to such amount as may be necessary to cover any deficit on the lease being re-sold, or a lower tender being accepted.

6. When the deposit described in para 5 preceding shall have been made, the party whose tender and final deposit have been accepted shall execute an agreement in the usual form on proper stamp, binding himself to conform to the conditions hereinafter set forth, and if he fails or refuses to sign the agreement within five days after being required to do so, the course prescribed in the preceding para shall be followed.

Conditions.

1. The annual contract amount shall be paid by monthly instalments, together with the prescribed local cess of one anna on every rupee, computed on such contract amount, into the District Treasury, on or before the 5th of the month following that for which the payment is due; and interest at the rate of 9 per cent per annum shall be paid on all arrears left outstanding on that date. Such arrears shall, if they remain unpaid after the lapse of the month in which they are payable, be recoverable by attachment and sale of the property of the lessee in the manner prescribed by existing rules for the recovery of arrears of Land Revenue, and it shall be at the discretion of the Commissioner, with the Chief Commissioner's sanction, in the event of further default of payment, to declare the lease cancelled, and to take measures to recover all outstanding arrears with interest, and any losses which may result in the re-sale of the contract or on granting the lease to any one of the former applicants as hereinafter provided, by confiscation of the sum deposited, and if necessary by attachment and sale of the property of the defaulter, under the rules in force for the recovery of arrears of Land Revenue. The lease shall thereupon be granted to any one of the former applicants or otherwise disposed of as the Chief Commissioner direct.

The usual licenses to retail vendors will be issued by the Deputy Commissioner, and no alteration made by the lessee in the locality or number of the retail shops now opened for sale of express sanction of the Deputy Commissioner of the District in which they are situated.

Ornaments, wearing apparel or other property shall not be received in barter or

shall be required to conform to any additional rules which may be
Chief Commissioner.

v. No interference will be made by the successful tenderer with the rights as already ascertained and defined, of the holders of jodi, sarvamanyam, and kayamgutta villages, who are authorized by the sannad, &c., to exercise such rights within the limits of their villages. Disputes regarding such rights will be decided by the Deputy Commissioner of the District and the lessee shall be bound by such decision, which shall be subject however to the confirmation or otherwise on appeal of the Commissioner of the Division or of the Chief Commissioner.

vi. No toddy shops shall be opened before 6 A. M. and all shops shall be closed at 9. P. M.

vii. All shops for the sale of toddy on or adjacent to the line of march to be closed while a Regiment or Detachment of European Soldiers is passing by, or during its temporary halt in the vicinity, and that no compensation shall be claimable for loss alleged to have occurred or actually to have been occasioned thereby, and that it shall be lawful for such troops to have their own abkari contractor, without claiming any compensation on that account.

viii. All claims to toddy trees situated in lands which are now and may hereafter be occupied, whether such lands have been brought under the survey and settlement or not, and also to toddy trees which may be removed for the purpose of bringing occupied or arable land on which they stand under cultivation, shall be relinquished by the lessee without claim to compensation for any loss which may thereby accrue.

ix. No claim to compensation or remission shall be preferred by the lessee in consequence of any addition being made to the existing number of beer breweries or taverns for the sale of beer.

x. No toddy shall be knowingly sold or given to any European soldier, sailor, European or Eurasian woman or child, or to a sepoy or policeman when on duty, and any breach of this rule shall render the lessee or the vendor severally or jointly liable to the payment of a penalty of Rs. 50 for the first offence and one hundred rupees for every subsequent offence, as well as to the cancellation of the vendor's license.

xi. The lessee shall be responsible that his servants or agent are prevented from extracting toddy from young immature date trees the trunks of which are less than one yard in height from the ground to the springing of the branches, nor shall any leaves be cut from such trees, and any breach of these rules shall render the lessee liable to the payment of a penalty of Rs. 50 for the first offence, and Rs. 100 for every subsequent offence.

xii. The rates at which toddy shall be sold to the public and bakers shall be as follows:—

		Maximum. Prices per Seer.			Minimum.			Fixed Price per Seer for Bakers.		
		R.	A.	P.	R.	A.	P.	R.	A.	P.
In Cantonment and Pettah of Bangalore	..	0	1	6	0	1	0	0	0	5
In Kasbas of Taluks	{ Bangalore District	0	1	3	0	0	10			
	{ Kolar do	0	1	6	0	1	0			
	{ Tumkūr do.	0	1	3	0	0	10			
In Villages	..	0	1	0	0	0	8			

7. The following statement shews the amount of the toddy contract for each District annually for the past 4 years:—

	Rs.	As.	P.
Bangalore District..	93,333	5	4.
Kolar do ..	49,500	0	0.
Tumkūr do ..	70,000	0	0.

With reference to the following orders of the Government of India No. 521, dated 31st January 1879, the Chief Commissioner directs it to be notified that the revision of Civil Establishments about to be carried out in Mysore will necessitate the abolition of numerous posts, and that in those cases where the permanent incumbents may not already have received intimation of the intention of Government

to reduce the Establishment to which they belong, the three months' notice required by the orders referred to shall be reckoned from the date of the publication of this Notification.

The present concession will not apply to the case of servants whose services may be dispensed with under a medical certificate of incapacity nor to those who are pensioned on having completed fifty-five years of age.

Government of India, Financial Department Notification, Accounts and Finance, dated Fort William, the 31st January 1879.

No. 521.—The Governor General in Council directs the publication of the following Addenda to the Civil Pension Code :—

CIVIL PENSION CODE.

Section 50 (page 25).

Insert the following as Rule 1A under this Section :—

1A. Reasonable notice should be given to an officer in permanent employ before his services are dispensed with on the abolition of his office. If, in any case, such notice is not given at least three months before dispensing with the officer's services, and he shall not have been provided with some other employment, then, with the sanction of the Local Government, a gratuity not exceeding his emoluments (as defined in Section 69 (a)), for the period by which the notice actually given to him falls short of three months, may be paid to him, in addition to the pension or gratuity to which he may be entitled under Section 59. But the responsible officer will be required to explain any neglect on his part which may give rise to expenditure for such a gratuity.

Section 82 (page 47.)

Insert the following as Rule 2 :—

2. When the services of an officer are dispensed with on the abolition of his office, before the necessary enquiries preliminary to the settlement of the pension or gratuity to which he is entitled can be completed, the Accountant General may sanction the immediate disbursement of the pension to which, after the most careful summary investigation that he can make without delay, he believes the officer likely to be entitled.

If the Accountant General thinks it likely that the officer would be found entitled to a gratuity only, one-sixth of the amount of such probable gratuity may be disbursed to him monthly until the amount is finally settled.

The settlement of such provisional payments should be made so as to admit of their disbursement not later than one month after the officer has ceased to hold the abolished post.

If, upon the completion of the regular investigation, it be found that the pension or gratuity thus summarily assigned, differs from the pension or gratuity finally settled, the difference must be adjusted in the first subsequent payments. Provided that, if a gratuity summarily assigned under this Rule, proves to be larger than the amount found actually due upon completion of the enquiries, the officer shall not be required to refund any excess actually paid to him, except as provided in Chapter XX. To enable the Accountant General to exercise the jurisdiction thus entrusted to him, the Head of the Office from which the officer is removed should furnish to the Accountant General, as early as possible, immediately that it becomes known to him that the officer must retire, and without waiting for his actual retirement, the fullest information that can be obtained regarding the officer's service, without correspondence which must cause delay. This information is to be furnished in anticipation of the regular investigation required by Section 74, which, also, should on no account be delayed.

All officers should bear in mind that delay in the payment of pensions or gratuities may involve peculiar hardship, and everything should be done to prevent or shorten to the utmost such delays.

No. 266.

The 13th February 1879.

A supplementary auction sale of sandalwood, the produce of the Nundydroog Forest Division, will be held by the Assistant Conservator in charge of that Division on the date and at the place mentioned below:—

Bangalore Sandal Koti, 15th March 1879—25 tons more or less.

Terms of Sale.—Those notified in the *Mysore Gazette* No. 48 of the 5th December 1874.

No. 267.

The 13th February 1879.

Notice is hereby given that the Mysore Government Museum, Bangalore, will be closed to the public on Fridays from 2 to 4 o'clock, P. M., until further orders.

No. 268.

The 11th February 1879.

Mr. E. Marsden, B. A., Inspector of Schools, No. II Circle, is granted leave from the 22nd to 24th January 1879, in extension of the leave on medical certificate granted to him in Notification No. 187, dated 21st September 1877, and extended by Her Majesty's Secretary of State on the 19th July 1878.

Mr. Marsden is granted subsidiary leave from the 25th to 28th January to enable him to join.

Mr. Marsden resumed charge of his office before noon on the 29th idem.

No. 269.

The 11th February 1879.

Annaiya, Amildar, Periyapatna Taluk, is granted fifteen days' privilege leave, from such date as he may avail himself of it.

Gulam Dastaghir, Peshkar of Periyapatna, is appointed to act as 5th Grade Amildar and 3rd Class Magistrate of that taluk, during the absence of Annaiya, or until further orders.

No. 270.

The 12th February 1879.

Bhima Rao, Amildar, Koratagere Taluk, is granted one month's sick leave, under section 3, Supplement F, of the Civil Leave Code, from such date as he may avail himself of it.

Nanjunda Modaliar, Peshkar of Nittur, is appointed to act as 5th Grade Amildar and 3rd Class Magistrate of the Koratagere Taluk, temporarily, during the absence of Bhima Rao, or until further orders, and is invested, in addition to the powers conferred by section 22 of the Code of Criminal Procedure, with those described in section 23 of the said Code, except the power to commit for trial.

No. 271.

The 13th February 1879.

A. Virasami Modaliar, Amildar and 3rd Class Magistrate, Nelamangala Taluk, having rejoined from leave, is appointed temporarily to the Kankanhalli Taluk.

By Order,

W. J. CUNNINGHAM,
Offg. Secretary.

PUBLIC WORKS.**NOTIFICATIONS.**

No. 163.

The 6th February 1879.

Mr. E. L. Carr, Surveyor, Cauvery Division, has been granted eight days' leave on medical certificate from 22nd November 1878.